



**DEPARTMENT OF THE NAVY**  
NAVAL FACILITIES ENGINEERING COMMAND  
WASHINGTON NAVY YARD  
1322 PATTERSON AVENUE SE SUITE 1000  
WASHINGTON, DC 20374-5065

IN REPLY REFER TO  
**ACQ 021**  
21 Jan 00

**MEMORANDUM FOR NAVFAC ACQUISITION PERSONNEL**

Subj: **STRATEGIC SOURCING PROGRAM ADVISORY 00-02, A-76 FINAL  
DECISION NOTIFICATION PROCESS (00-03)**

Encl: (1) CNO Washington DC // N46 // msg 132054Z Jan 00

1. Enclosure (1) provides clarification of the notification process if the final decision on an A-76 study results in contractor operations.
2. Contracting officers are reminded that 10 U.S.C. 2461 and annual Defense Appropriations Act provisions require Congressional notification of results of a completed A-76 study before conversion to contractor performance. This is separate and distinct from the CHINFO notification required by FAR, Part 5, and must be accomplished prior to award.

A handwritten signature in black ink, appearing to read "Michael F. Howard", is positioned above the printed name.

**MICHAEL F. HOWARD**  
Director, Strategic Management/  
Community Management Section

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FM CNO WASHINGTON DC//N46//

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RUEACMC/CMC WASHINGTON DC//LR//

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UNCLAS //N04860//

PASS TO COMPETITIVE SOURCING/COMMERCIAL ACTIVITIES (CA) PROGRAM

POINTS OF CONTACT AND CONTRACTING OFFICERS//

MSGID/GENADMIN/CNO WASHINGTON DC//

SUBJ/STRATEGIC SOURCING PROGRAM ADVISORY 00-02: A-76 FINAL

DECISION NOTIFICATION PROCESS//

REF/A/DOC/OPNAVINST 4860.7C//

REF/B/DOC/FAR//

NARR/REF A IS THE NAVY COMMERCIAL ACTIVITY PROGRAM MANUAL. REF B IS

THE FEDERAL ACQUISITION REGULATIONS.//

RMKS/1. THIS MESSAGE CLARIFIES THE NOTIFICATION PROCESS IF THE FINAL  
DECISION ON AN A76 STUDY RESULTS IN CONTRACTOR OPERATIONS.

2. PER REF A, APPENDIX F, PARAGRAPH 17.B, THE CLAIMANT/ACTIVITY IS TO  
COORDINATE WITH CNO N4 TO MAKE CONGRESSIONAL NOTIFICATION OF INTENT TO  
CONTRACT IN ACCORDANCE WITH 10 U.S.C. 2461 AND THE ANNUAL DOD  
APPROPRIATIONS ACT. AS CLARIFICATION, THE CLAIMANT AND ACTIVITY MUST  
ALSO COORDINATE WITH THE CONTRACTING OFFICER TO ENSURE THE REQUIRED  
CONGRESSIONAL NOTIFICATION HAS BEEN ACCOMPLISHED PRIOR TO AWARD OF THE  
CONTRACT. THE FINAL DECISION REPORT REQUIRED BY REF A, APPENDIX C,  
PARAGRAPH 1.D, WILL BE THE BASIS FOR THE NOTICE REQUIRED BY 10 U.S.C.  
2461 AND THE ANNUAL DOD APPROPRIATIONS ACT IF APPLICABLE TO THE CA  
STUDY.

3. FOR CONTRACTING OFFICERS: 10 U.S.C. 2461 AND ANNUAL  
APPROPRIATIONS ACT PROVISIONS REQUIRE CONGRESSIONAL NOTIFICATION OF  
RESULTS OF A COMPLETED A76 STUDY BEFORE CONVERSION TO CONTRACTOR  
PERFORMANCE. THIS IS SEPARATE AND DISTINCT FROM REF B, PART 5,  
REQUIREMENTS REGARDING ANNOUNCEMENT OF CONTRACT AWARDS AND THE  
NOTIFICATION MUST BE ACCOMPLISHED PRIOR TO AWARD.

4. THIS MESSAGE IS POSTED ON THE OPNAV N465 PORTION OF THE N4 WEB  
PAGE AT WWW.N4.HQ.NAVY.MIL AND TO THE STRATEGIC SOURCING SUPPORT  
OFFICE WEBSITE AT HELP.N4.HQ.NAVY.MIL. QUESTIONS MAY BE ADDRESSED TO  
OPNAV N465 (703) 601-1613.//

BT

#2320

NNNN

RTD:000-000/COPIES:

# ARJ (INFO)

# N004P N00P STA N00PAP CMC HOUSP RMP BOP N234 NOOPAP REL

# HOUS HOUS1 N23 FSC FSC1 N21 N21P VHL RKV WKM INCOMING

!!! /D1/10/30/21/COMMERCIAL/FACILI/

!!! /D1/11/624/8/CONTRACT/N23-03/

!!! /D1/11/624/8/CONTRACT/N234-0/

!!! /D1/11/624/8/CONTRACT/FINANC/

!!! /D1/13/50/4/A-76/FSC/

!!! /D1/36/1/12/REQUIREMENTS/N21-01/